

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

PLANNED PARENTHOOD FEDERATION  
OF AMERICA, INC.; PLANNED  
PARENTHOOD LEAGUE OF  
MASSACHUSETTS; and PLANNED  
PARENTHOOD ASSOCIATION OF UTAH,

Plaintiffs,

v.

ROBERT F. KENNEDY, JR., in his official  
capacity as SECRETARY OF THE U.S.  
DEPARTMENT OF HEALTH AND  
HUMAN SERVICES; U.S. DEPARTMENT  
OF HEALTH AND HUMAN SERVICES;  
MEHMET OZ, in his official capacity as  
ADMINISTRATOR OF THE CENTERS  
FOR MEDICARE & MEDICAID  
SERVICES; and CENTERS FOR  
MEDICARE & MEDICAID SERVICES,

Defendants.

Case No. 1:25-cv-11913-IT

**PLAINTIFFS' EMERGENCY MOTION FOR CLARIFICATION OF THE  
COURT'S JULY 21, 2025 ORDER OR, IN THE ALTERNATIVE, TO EXTEND  
AMENDED TEMPORARY RESTRAINING ORDER**

Plaintiffs Planned Parenthood Federation of America, Inc. ("PPFA"); Planned Parenthood League of Massachusetts ("PPLM"); and Planned Parenthood Association of Utah ("PPAU") (collectively, "Plaintiffs") respectfully request expedited clarification from the Court confirming that the July 21, 2025 Preliminary Injunction Order prohibits enforcement of the Defund Provision against all Planned Parenthood Members, and not just the Non-Qualifying Members. Further, although not explicit, Plaintiffs understand that the PI Order prohibits retroactive claims to recoup payments lawfully obtained by Planned Parenthood Members during the pendency of the

injunction. Clarification on these two points is urgently needed given the expiration of this Court's Amended Temporary Restraining Order and the exigencies on the ground for Planned Parenthood Members and their patients with respect to whether they may seek reimbursement through Medicaid. Otherwise, to the extent the Court is still considering the Emergency Motion with respect to the Members that independently satisfy the Defund Provision, Plaintiffs ask that the Court's Amended Temporary Restraining Order be extended as to those Members' claims until the Court has reached its decision.

Plaintiffs' motion is supported by their memorandum of law filed herewith.

Pursuant to Rule 7.1, Plaintiffs emailed Defendants on July 22, 2025 to confer regarding this Motion. Defendants indicated that they oppose the motion

Dated: July 23, 2025

Respectfully submitted,

/s/ Alan E. Schoenfeld

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*\*Pro hac vice application granted.*

*Counsel for Plaintiffs*

**LOCAL RULE 7.1 CERTIFICATE**

Pursuant to Local Rule 7.1(a)(2), counsel for Plaintiffs certify that they have contacted the following individuals at the U.S. Department of Justice by electronic mail to confer and have attempted in good faith to resolve or narrow the issue of this motion. Counsel for Defendants indicated that they oppose this motion.

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Dated: July 23, 2025

Respectfully submitted,

*/s/ Alan Schoenfeld*

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Alan Schoenfeld

**CERTIFICATE OF SERVICE**

Counsel for Plaintiffs hereby certify that a true and correct copy of this document has been served on all counsel of record through the Court's ECF system on July 23, 2025.

Dated: July 23, 2025

*/s/ Alan Schoenfeld*

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Alan Schoenfeld